

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1977



ENROLLED

SENATE BILL NO. 107

(By Mr. Stephens & Mr. Beane)



PASSED April 2, 1977

In Effect July 1, 1977 ~~Passage~~



110. 101

ENROLLED
Senate Bill No. 107

(By MR. STEPTOE and MR. BEALL)

[Passed April 2, 1977; in effect July 1, 1977.]

AN ACT to amend and reenact sections one and three, article ten, chapter seventeen-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to increased allowance of weight and registration fees for motor vehicles of farm class.

Be it enacted by the Legislature of West Virginia:

That sections one and three, article ten, chapter seventeen-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 10. FEES FOR REGISTRATION, LICENSING, ETC.

§17A-10-1. Classification of vehicles for purpose of registration.

1 Vehicles subject to registration under the provisions
2 of this chapter shall be placed in the following classes for
3 the purpose of registration:

4 Class A. Motor vehicles of passenger type, other than
5 those operated for compensation;

6 Class B. Motor vehicles designated as trucks, truck
7 tractors, or road tractors other than those operated for
8 compensation;

9 Class C. All trailers and semitrailers, except those
10 operated for compensation, and except house trailers and
11 trailers or semitrailers designed to be drawn by Class A
12 motor vehicles and having a gross weight of less than two
13 thousand pounds;

14 Class E. Motor vehicles designated as trucks, truck
15 tractors, or road tractors operated for transportation of

16 property for compensation, but being exempt from the
17 operating jurisdiction of the public service commission,
18 and for which a statement of exemption has been received
19 from the public service commission;

20 Class G. Motorcycles;

21 Class H. Motor vehicles operated regularly for the
22 transportation of persons for compensation under a certifi-
23 cate of convenience and necessity or contract carrier
24 permit issued by the public service commission;

25 Class J. Motor vehicles operated for transportation of
26 persons for compensation by common carriers, not running
27 over a regular route or between fixed termini;

28 Class K. Motor vehicles designated as trucks, truck
29 tractors, or road tractors operated for transportation of
30 property for compensation under a certificate of con-
31 venience and necessity or a contract carrier permit issued
32 by the public service commission;

33 Class L. All trailers and semitrailers used for trans-
34 portation of property for compensation;

35 Class R. House trailers;

36 Class S. Special mobile equipment as defined in sub-
37 division (r), section one, article one of this chapter;

38 Class T. Trailers or semitrailers of a type designed
39 to be drawn by Class A vehicles and having a gross weight
40 of less than two thousand pounds;

41 Class U. Passenger motor vehicles rented for com-
42 pensation without a driver;

43 Class Farm Truck. Motor vehicles designated as trucks
44 having a minimum gross weight of more than eight thou-
45 sand pounds and a maximum gross weight of sixty-four
46 thousand pounds, used exclusively in the conduct of a
47 farming business, engaged in the production of agricul-
48 tural products by means of (a) the planting, cultivation
49 and harvesting of agricultural, horticultural, vegetable
50 or other products of the soil, (b) the raising, feeding and
51 care of livestock, poultry, bees, and dairy cattle. Such
52 farm truck shall be used only for the transportation of
53 agricultural products so produced by the owner thereof,

54 or for the transportation of agricultural supplies used in
55 such production, or for private passenger use.

§17A-10-3. Registration fees for vehicles equipped with pneumatic tires.

1 The following registration fees for the classes indicated shall be paid annually to the department for the
2 registration of vehicles subject to registration hereunder
3 when equipped with pneumatic tires:

5 Class A. The registration fee for all motor vehicles of
6 this class shall be as follows:

7 (1) For motor vehicles of a weight of three thousand
8 pounds or less—twenty dollars.

9 (2) For motor vehicles of a weight of three thousand
10 and one pounds to four thousand pounds—twenty-four
11 dollars.

12 (3) For motor vehicles of a weight in excess of four
13 thousand pounds—thirty dollars.

14 For the purpose of determining the weight the actual
15 weight of the vehicle shall be taken: *Provided*, That for
16 vehicles owned by churches, or by trustees for churches,
17 which vehicles are regularly used for transporting
18 parishioners to and from church services, no license fee
19 shall be charged, but notwithstanding such exemption,
20 the certificate of registration and license plates shall be
21 obtained the same as other cards and plates under this
22 article.

23 Class B, Class E and Class K. The registration fee for
24 all motor vehicles of these three classes shall be as
25 follows:

26 (1) For declared gross weights of four thousand
27 pounds or less—twenty dollars.

28 (2) For declared gross weights of four thousand and
29 one pounds to eight thousand pounds—twenty-two dollars
30 and fifty cents.

31 (3) For declared gross weights of eight thousand and
32 one pounds to sixteen thousand pounds—twenty-two
33 dollars and fifty cents plus forty-five cents for each

34 hundred pounds or fraction thereof that gross weight of
35 such vehicle or combination of vehicles exceeds eight
36 thousand pounds.

37 (4) For declared gross weights greater than sixteen
38 thousand pounds—sixty-eight dollars and fifty cents plus
39 ninety cents for each one hundred pounds or fraction
40 thereof that the gross weight of such vehicle or combina-
41 tion of vehicles exceeds sixteen thousand pounds.

42 If the declared gross weight of a Class B, Class E or
43 Class K motor vehicle includes the gross weight of a
44 Class C or Class L vehicle used in combination with
45 such Class B, Class E or Class K motor vehicle and the
46 declared gross weight of the vehicles constituting such
47 combination exceeds sixteen thousand pounds and the
48 registration fee prescribed hereunder for such Class C
49 or Class L vehicle has been paid, there shall be deducted
50 from the registration fee for such Class B, Class E or
51 Class K motor vehicle the amount of seventeen dollars
52 and fifty cents; but, there shall be no such deduction
53 where the declared gross weight of the vehicles consti-
54 tuting such combination is less than sixteen thousand
55 and one pounds.

56 Class C and Class L. The registration fee for all
57 vehicles of these two classes shall be seventeen dollars
58 and fifty cents.

59 Class G. The registration fee for each motorcycle hav-
60 ing two wheels shall be six dollars. The registration
61 fee for each motorcycle having three wheels shall be
62 seven dollars and fifty cents.

63 Class H. The registration fee for all vehicles for this
64 class operating entirely within the state shall be five
65 dollars; and for vehicles engaged in interstate transporta-
66 tion of persons, the registration fee shall be fees pro-
67 vided by this section for Class B, Class E and Class K
68 reduced by the amount that the mileage of such vehicles
69 operated in states other than West Virginia bears to the
70 total mileage operated by such vehicles in all states
71 under a formula to be established by the department of
72 motor vehicles.

73 Class J. The registration fee for all motor vehicles of
74 this class shall be eighty-five dollars. Ambulances and
75 hearses used exclusively as such shall be exempted from
76 the above special fees.

77 Class R. The registration fee for all vehicles of this
78 class shall be ten dollars.

79 Class S. The registration fee for all vehicles of this
80 class shall be seventeen dollars and fifty cents.

81 Class T. The registration fee for all vehicles of this
82 class shall be six dollars.

83 Class U. The registration fee for all vehicles of this
84 class shall be fifty-seven dollars and fifty cents.

85 Class Farm Truck. The registration fee for all motor
86 vehicles of this class shall be as follows: (1) For farm
87 trucks of declared gross weights of eight thousand and
88 one pounds to sixteen thousand pounds—thirty dollars;
89 (2) for farm trucks of declared gross weights of sixteen
90 thousand and one pounds to twenty-two thousand pounds
91 —sixty dollars; (3) for farm trucks of declared gross
92 weights of twenty-two thousand and one pounds to
93 twenty-eight thousand pounds—ninety dollars; (4) for
94 farm trucks of declared gross weights of twenty-eight
95 thousand and one pounds to thirty-four thousand pounds
96 —one hundred fifteen dollars; (5) for farm trucks of
97 declared gross weights of thirty-four thousand and one
98 pounds to forty-four thousand pounds—one hundred
99 sixty dollars; (6) for farm trucks of declared gross
100 weights of forty-four thousand and one pounds to fifty-
101 four thousand pounds—two hundred five dollars; and
102 (7) for farm trucks of declared gross weights of fifty-
103 four thousand and one pounds to sixty-four thousand
104 pounds—two hundred fifty dollars.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

James L. Davis
Chairman Senate Committee

Clarence C. Christensen
Chairman House Committee

Originated in the Senate.

To take effect July 1, 1977.

J. C. Dillon Jr.
Clerk of the Senate

C. A. Blankenship
Clerk of the House of Delegates

W. H. Brathwaite Jr.
President of the Senate

Donald L. Topp
Speaker House of Delegates

The within is approved this the 13
day of April, 1977.

John J. R. [Signature]
Governor

APPROVED AND SIGNED BY THE GOVERNOR

RECEIVED

APR 7 5 01 PM '77

OFFICE OF THE GOVERNOR

Date April 12, 1977

Time 5:30 p.m.

RECEIVED

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OFFICE
SECY. OF STATE